

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 529 of 2006 (M/B)

1. Hemant Dobriyal S/o Mohan Chandra Dobriyal
Gram Pradhan, Shivpur, Block Dugadda, Kotdwara,
District Pauri Garhwal.
2. Devendra Rawat S/o late Jagat Singh Rawat
Gram Pradhan, Lalpur, Block Dugadda, Kotdwar,
Distt. Pauri Garhwal.
3. Kanti Devi W/o Shashikant
Gram Pradhan, Kashi Rampur, Block Dugadda,
Kotdwara, Distt. Pauri Garhwal. Petitioner

Versus

1. The State of Uttaranchal
through Secretary Panchayat Raj & Gramya Vikas,
Dehradun.
2. District Magistrate, Pauri Garhwal.
3. District Panchayat Raj Adhikari,
Pauri.
4. Chief Development Officer, Pauri.
5. Block Development Officer,
Block Dugadda, District Pauri Garhwal Respondents

Sri G.S. Negi, Advocate for the petitioner.
Sri J.P. Joshi, Addl. C.S.C for the respondents.

**Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.**

RAJEEV GUPTA, C.J. (Oral)

Sri G.S. Negi, learned counsel for the petitioners.

Sri J.P. Joshi, Addl. C.S.C. for the respondents.

They are heard.

2. The petitioners have filed this petition for the following reliefs:

“A. Issue a writ, order or direction in the nature of Mandamus commanding the Respondents to make sure implementation of

the decision taken in the Official Memorandum dated 29 October 2003 Annexure No. 1 issued with the permission of Governor in the Block Dugadda, District Pauri Garhwal and also the Govt. Orders issued with the directions of this office memorandum.

- B. Issue a writ, order or direction in the nature of Mandamus directing the respondent authorities to issue the work orders in the name of Gram Panchayat in the Block Dugadda instead of the Village Development Officers.
- C. Issue appropriate writ, order or direction, which this Hon'ble Court may deem just, fit and proper in the circumstances of the case.
- D. Award the cost of the petition to the petitioner.”

3. During the course of hearing, the learned counsel for the petitioners submitted that the petitioners will be satisfied if the respondents are directed to consider and decide the petitioners' representation dated 04.04.2006 (Annexure 5).

4. Considering the underlying spirit of the Government Orders dated 29.10.2003 (Annexure-1) and 03.02.2004 (Annexure 2), we deem it proper to direct the respondents to consider and decide the petitioners' representation (Annexure 5) within a period of two months from the date of production of a certified copy of this order.

5. With the above direction, the writ petition stands disposed of.

6. With the above order, CLMA No. 5317 of 2006 also stands disposed of.

(Prafulla C. Pant, J.)

04.05.2006

(Rajeev Gupta, C.J.)

04.05.2006

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